

# SENATE JOURNAL

*Fifty-second Legislature—Regular Session*

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AUSTIN, TEXAS, TUESDAY, JANUARY 9, 1951

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## PROCEEDINGS

### FIRST DAY

In accordance with the Constitution and Laws of the State of Texas, the Senate of the Fifty-second Legislature met in the Senate Chamber of the State Capitol on Tuesday, the ninth day of January, 1951, at 12 o'clock noon.

The Honorable Wardlow Lane, Acting Lieutenant Governor and President pro tempore ad interim of the Senate, called the Senate to order.

On invitation of the President pro tempore ad interim the Reverend J. Carroll Chadwick, Baptist minister of Center, Texas, delivered the invocation.

### Temporary Officers

The President pro tempore ad interim announced the appointment of the following temporary officers of the Senate:

Secretary, Loyce M. Bell;  
Journal Clerk, Minnie Meier;  
Sergeant-at-Arms, S. L. Haley;  
Doorkeeper, Charlie Jones;  
Calendar Clerk, Mrs. Martha Turner.

### Roll Call of Senators

The President pro tempore ad interim directed the Secretary of the Senate to call the roll of Senators who were members of the Fifty-first Legislature and who continue in office as members of the Fifty-second Legislature.

The roll was called and the following Senators answered to their names:

Hon. A. M. Aikin, Jr., representing the Eighth Senatorial District, composed of Delta, Franklin, Hopkins, Lamar, and Red River counties.

Hon. Carlos Ashley, representing the Twentieth Senatorial District, composed of Burnet, Lampasas, Llano,

San Saba, Travis, and Williamson counties.

Hon. John J. Bell, representing the Eighteenth Senatorial District, composed of Aransas, Atascosa, Bee, Calhoun, De Witt, Goliad, Karnes, Jackson, Live Oak, Refugio, San Patricio, Victoria, and Wilson counties.

Hon. Pat Bullock, representing the Twenty-fourth Senatorial District, composed of Callahan, Eastland, Fisher, Haskell, Jones, Mitchell, Nolan, Scurry, Shackelford, Stephens, Taylor, and Throckmorton counties.

Hon. Howard Carney, representing the First Senatorial District, composed of Bowie, Cass, Marion, Morris, and Titus counties.

Hon. Neveille Colson, representing the Fifth Senatorial District, composed of Grimes, Houston, Leon, Madison, Montgomery, Polk, San Jacinto, Trinity, and Walker counties.

Hon. Kilmer B. Corbin, representing the Thirtieth Senatorial District, composed of Andrews, Bailey, Borden, Cochran, Cottle, Crosby, Dickens, Dawson, Floyd, Gaines, Garza, Hale, Hockley, Howard, Kent, King, Lamb, Lubbock, Lynn, Martin, Motley, Stone-wall, Terry, and Yoakum counties.

Hon. Grady Hazlewood, representing the Thirty-first Senatorial District, composed of Armstrong, Briscoe, Carson, Castro, Childress, Collingsworth, Dallam, Deaf Smith, Donley, Gray, Hall, Hansford, Hartley, Hemphill, Hutchinson, Lipscomb, Moore, Ochiltree, Oldham, Parmer, Potter, Randall, Roberts, Sherman, Swisher, and Wheeler counties.

Hon. Hill D. Hudson, representing the Twenty-ninth Senatorial District, composed of Brewster, Crane, Crockett, Culberson, Ector, Edwards, El Paso, Glasscock, Hudspeth, Jeff Davis, Kinney, Loving, Maverick, Medina, Midland, Pecos, Presidio, Rea-

gan, Real, Reeves, Sutton, Terrell, Upton, Uvalde, Val Verde, Ward, and Winkler counties.

Hon. Ottis E. Lock, representing Third Senatorial District, composed of Angelina, Cherokee, Jasper, Nacogdoches, Newton, Sabine, San Augustine, and Tyler counties.

Hon. Crawford C. Martin, representing the Twelfth Senatorial District, composed of Ellis, Hill, Hood, Johnson, and Somervell counties.

Hon. Warren McDonald, representing the Seventh Senatorial District, composed of Camp, Smith, Upshur, Van Zandt, and Wood counties.

Hon. William T. (Bill) Moore, representing the Fourteenth Senatorial District, composed of Bastrop, Brazos, Burleson, Lee, Robertson, and Washington counties.

Hon. W. A. Shofner, representing the Twenty-first Senatorial District, composed of Bell, Bosque, Coryell, Erath, and Hamilton counties.

Hon. Walter Tynan, representing the Twenty-sixth Senatorial District, composed of Bandera, Bexar, Kendall, and Kerr counties.

Hon. Kyle Vick, representing the Thirteenth Senatorial District, composed of McLennan, Falls, Limestone, and Milam counties.

#### Roll Call of Senators-elect

The President pro tempore ad interim directed the Secretary to call the roll of the Senators-elect whose credentials of election had been received from the Secretary of State.

The roll was called and the following Senators-elect answered to their names:

Hon. Searcy Bracewell, to represent the Sixteenth Senatorial District, composed of Harris County.

Hon. Joe D. Carter, to represent the Ninth Senatorial District, composed of Cooke, Fannin, and Grayson counties.

Hon. Jep S. Fuller, to represent the Fourth Senatorial District, composed of Hardin, Jefferson, Liberty, and Orange counties.

Hon. Dorsey B. Hardeman, to represent the Twenty-fifth Senatorial District, composed of Brown, Coke, Coleman, Comanche, Concho, Gillespie,

Irion, Kimble, Mason, McCulloch, Menard, Mills, Runnels, Schleicher, Sterling, and Tom Green counties.

Hon. Rogers Kelley, to represent the Twenty-seventh Senatorial District, composed of Brooks, Cameron, Dimmit, Duval, Frio, Hidalgo, Jim Hogg, Jim Wells, Kenedy, Kleberg, La Salle, McMullen, Nueces, Starr, Webb, Willacy, Zapata, and Zavala counties.

Hon. Keith F. Kelly, to represent the Twenty-eighth Senatorial District, composed of Tarrant County.

Hon. Wardlow Lane, to represent the Second Senatorial District, composed of Gregg, Harrison, Panola, Rusk and Shelby counties.

Hon. George Moffett, to represent the Twenty-third Senatorial District, composed of Archer, Baylor, Clay, Foard, Hardeman, Knox, Wichita, Wilbarger, and Young counties.

Hon. George O. Nokes, to represent the Sixth Senatorial District, composed of Anderson, Freestone, Henderson, Kaufman, and Navarro counties.

Hon. George Parkhouse, to represent the Eleventh Senatorial District, composed of Dallas County.

Hon. Jimmy Phillips, to represent the Seventh Senatorial District, composed of Brazoria, Chambers, Fort Bend, Galveston, Matagorda, and Wharton counties.

Hon. Joe Russell, to represent the Tenth Senatorial District, composed of Collin, Hunt, Rains, and Rockwall counties.

Hon. Gus J. Strauss, to represent the Fifteenth Senatorial District, composed of Austin, Colorado, Fayette, Lavaca, and Waller counties.

Hon. R. A. Weinert, to represent the Nineteenth Senatorial District, composed of Blanco, Caldwell, Comal, Gonzales, Guadalupe, and Hays counties.

Hon. Wayne W. Wagonseller, to represent the Twenty-second Senatorial District, composed of Denton, Jack, Montague, Palo Pinto, Parker, and Wise counties.

#### Leave of Absence Granted

Senator Vick was granted leave of absence for today on account of illness on motion of Senator Moffett.

### Oath of Office Administered to Senators-elect

The President pro tempore ad interim requested all Senators-elect present to assemble at the bar of the Senate and take the Constitutional Oath of Office.

The official oath was administered by the President pro tempore ad interim to the Senators-elect present.

### Quorum Present

The President pro tempore ad interim announced a quorum of the Senate present.

### Election of President Pro Tempore

The President pro tempore ad interim announced the election of the President pro tempore for the Regular Session of the Fifty-second Legislature as the next business in order.

Senator McDonald nominated the Honorable Pat Bullock of Mitchell County to be President pro tempore of the Senate for the Regular Session.

Senator Aikin seconded the nomination of Senator Bullock.

Senator Moffett seconded the nomination of Senator Bullock.

Senator Kelly of Tarrant seconded the nomination of Senator Bullock.

Senator Hudson seconded the nomination of Senator Bullock.

Senator Carney seconded the nomination of Senator Bullock.

Senator Bell seconded the nomination of Senator Bullock.

Senators Hazlewood, Aikin and Moffett were appointed to take up and cast the ballots.

The ballots were taken up and counted and the result was announced as follows:

Senator Pat Bullock received 29 votes.

The President pro tempore ad interim declared that the Honorable Pat Bullock had been duly elected President pro tempore for the Regular Session of the Fifty-second Legislature; and Senators McDonald, Hudson and Bell were appointed to escort him to

the President's desk where he took the Constitutional Oath of Office.

The President pro tempore ad interim then presented to the Senate President pro tempore Bullock, who addressed the Senate briefly and thanked the members of the Senate for the honor bestowed upon him.

(President pro tempore in Chair.)

### Senate Resolution 1

(Caucus Report)

Senator Weinert submitted the following report previously agreed to by the members of the Senate in caucus:

Austin, Texas,  
January 9, 1951.

Honorable Ben Ramsey  
Lieutenant Governor  
Senate of Texas  
Austin, Texas

Sir:

At a caucus held in the office of the Senate attended by 30 members of the Senate, the following recommendations were made, to-wit:

The following officers were elected to serve for the 52nd Legislature, and at the salaries set opposite their names:

Secretary of the Senate, Mrs. Loyce Bell, \$425.00 per month.

Assistant Secretary of the Senate, which shall be appointed by the Secretary of the Senate, \$10.00 per day.

Journal Clerk, Mrs. Minnie Meier, \$10.00 per day.

Sergeant-at-Arms, for the duration of the Regular Session, S. L. Haley, \$10.00 per day.

Doorkeeper, Charles R. Jones, \$10.00.

Chaplain, W. H. Townsend, \$7.00.

Calendar Clerk, Martha Turner, \$10.00.

Engrossment and Enrolling Clerk, Essie McGinnis, \$12.50.

Postmistress, Mrs. Lola Lawrence, \$10.00.

Mailing Clerk, Mrs. John Draper, \$10.00.

Parliamentarian, named by the Lieu-

tenant Governor, Chas. Herring, \$12.50.

It is recommended that each Senator, Lieutenant Governor and the Secretary of the Senate, be permitted to name one secretary, who shall act as clerk of the committee of which the Senator naming such employee is chairman, such employee to receive \$10.00 per day, except the private secretary of the Lieutenant Governor, who shall receive \$12.00 per day, and except the salaries of other employees which may be supplemented at the discretion of the Contingent Expense Committee. All officers and employees elected by this caucus shall hold their office or employment for the duration of the Regular Session of the 52nd Legislature.

It is further recommended that each Senator, the Lieutenant Governor and the Secretary of the Senate be permitted to name two employees of the Senate in addition to their private secretary, that the names of such employees be referred to an Assignment Committee hereinafter named, that said committee be authorized to select from said list all employees in the Engrossing and Enrolling Room and other departments of the Senate, said employees so named by the Senators, the Lieutenant Governor and the Secretary of the Senate to receive \$8.00 per day.

It is further recommended that the Lieutenant Governor be authorized to name a committee of five, such committee shall be designated as an Assignment Committee for the purpose of assigning employees as herein authorized and the committee be authorized to select sufficient additional employees to be assigned by it when and where needed.

It is further recommended that the extra employees and the porters who were selected to prepare the Senate Chamber in advance of the meeting be allowed pay for their services, the per diem allowed each of the employees mentioned in this section to be the same as herein fixed.

It is further recommended that the several appointments of employees heretofore made by the Lieutenant Governor and announced in the Senate and considered by the caucus are confirmed.

The salaries of the day and night

elevator operators shall be \$5 per day each, and the salaries of the porters shall be \$4.50 per day each, except the head porter whose salary shall be \$7.50 per day and the porter carrying the mail shall receive \$4.50 per day, and the salaries of the pages shall be \$4 per day, and the salaries of the messengers shall be \$4 per day.

The Lieutenant Governor is requested to recommend that the Southwestern Telephone Company employ Miss Mary Jacobs to attend the duties of the telephone operator of the Senate, and a night operator be named by the assignment committee, out of the employees whose names are filed with said committee.

The Lieutenant Governor, Senators and the Secretary of the Senate are hereby fully authorized and empowered to use any assistant Sergeant-at-Arms and all other necessary employees for any and all services needed in and about the Senate.

It is further recommended that no employee of the Senate shall, during the time he or she is employed, furnish to any person, firm or corporation any information other than general information furnished the public pertaining to the Senate, and they shall not receive any compensation from any person, firm or corporation during their employment by the Senate, and any employee found guilty of violating this provision shall be immediately discharged.

All employees, except those responsible directly to the Lieutenant Governor, members of the Senate, Secretary of the Senate, committee, or to the head of a department, shall report for duty at eight o'clock a.m., and one o'clock p.m., each day to the Sergeant-at-Arms of the Senate except part-time employees, who shall report at the place and time directed by the Sergeant-at-Arms, and none of such employees shall be paid for the days they are absent from the Senate, unless excused by the Sergeant-at-Arms.

It is further recommended that the Lieutenant Governor, each Senator and the Secretary of the Senate, be allowed the stationery and postage needed by them, respectively, and expenses incurred in transmitting and receiving telephone and telegraph messages and express charges as may be actually necessary in the discharge of their official duties, said expenses to be paid out of the contingent fund.

It is further recommended that 1,100 journals be printed, all of which shall be prorated among the Senators, on the basis of the population of their respective districts, according to the last United States census, and Lieutenant Governor, except that 175 journals shall be furnished the members of the House.

It is further recommended that the Senate request the State Comptroller of Public Accounts, to issue general revenue warrants for pay of the members and employees of the Senate upon presentation of the payroll account signed by the Presiding Officer and the Secretary of the Senate.

It is further recommended that each Senator, the Lieutenant Governor, the Secretary of the Senate, and Librarian be permitted to subscribe for three newspapers to be paid for out of the contingent fund.

It is further recommended that the President of the Senate has exclusive appointment of a sufficient number of custodians, messengers, pages, elevator operators, porters and other employees as in his judgment may be necessary.

It is further recommended that the Chairman of the Finance Committee shall have authority to employ such additional employees of his own selection as may be needed by said committee, said employees to receive the same compensation paid similar positions as herein fixed, who shall discharge the duties of the Finance Committee.

It is further recommended that the private rooms allotted to the Senators by the method as adopted by the caucus be assigned to Senators and their successors unless otherwise directed by the Senate.

It is further recommended that each Senator, as quickly as possible, file with the Secretary of the Senate the name of his private secretary selected; that he also file with the Chairman of the Assignment Committee aforesaid the names of the employees selected, together with his or her post office address; be it further

Resolved, That no employee of the Senate except those whose official duties require them to work upon the floor of the Senate shall have access to the floor unless that employee shall have been requested by a Senator, the

Lieutenant Governor, or the Secretary of the Senate to come on the floor for some official duty, which, when performed, he will immediately leave the floor of the Senate. The Sergeant-at-Arms is specifically ordered to see that this provision is carried out.

Only those who have the privileges of the floor during the sessions of the Senate shall be permitted on the Senate floor for a period of thirty minutes prior to the time the Senate convenes. The Sergeant-at-Arms is instructed to enforce this rule and to permit only those having the privileges of the floor to enter or remain on the Senate floor during such thirty-minute period.

Respectfully submitted,

R. A. WEINERT,

Chairman of the Caucus.

Pending reading of the report, Senator Weinert moved that further reading be dispensed with and that it be adopted as a resolution of the Senate.

The motion prevailed and the report was adopted.

#### Oath of Office Administered

The President pro tempore announced that the President pro tempore ad interim as a Senator-elect would be administered the oath of office.

Hon. Wardlow Lane proceeded to the Bar of the Senate, and took the Constitutional Oath of Office.

#### Committee to Notify Governor

On motion of Senator Aikin, and by unanimous consent, a committee of five members was requested to notify the Governor that the Senate is organized and ready for business.

Accordingly, the President pro tempore announced the appointment of the following committee: Senators Weinert, Kelley of Hidalgo, Harde-man, Corbin, and Aikin.

#### Committee to Notify House

On motion of Senator Aikin, and by unanimous consent, a committee of five members was requested to notify the House that the Senate is organized and ready for business.

Accordingly, the President pro tempore announced the appointment of

the following committee: Senators Wagonseller, Carter, Russell, Parkhouse, and Fuller.

#### Oath Administered to Officers of the Senate

At the request of the President pro tempore, the newly elected officers of the Senate named in the caucus report appeared at the bar of the Senate and took the Constitutional Oath of Office.

#### At Ease

The President pro tempore at 12:35 o'clock p.m. announced that the Senate would stand at ease subject to the call of the Chair.

The President pro tempore called the Senate to order at 12:50 o'clock p.m.

#### Governor Notified

The committee to notify the Governor that the Senate is organized and ready to transact business, appeared at the bar of the Senate, and Senator Weinert for the committee, notified the President pro tempore and the Senate that the committee had performed the duty assigned it.

#### House Notified

The committee to notify the House that the Senate is organized and ready to transact business, appeared at the bar of the Senate, and Senator Fuller, for the committee, notified the President pro tempore and the Senate that the committee had performed the duty assigned it.

#### Adoption of Temporary Rules

Senator Bell moved that the rules of the Senate of the Fifty-first Legislature be adopted as the temporary rules of the Fifty-second Legislature until January 23, 1951.

The motion prevailed by the following vote:

Yeas—27

Aikin	Fuller
Ashley	Hardeman
Bell	Hazlewood
Bracewell	Hudson
Bullock	Kelley of Hidalgo
Carney	Kelly of Tarrant
Carter	Lock
Colson	Martin
Corbin	McDonald

Moffett  
Moore  
Nokes  
Phillips  
Russell

Shofner  
Strauss  
Tynan  
Wagonseller

Absent

Lane  
Parkhouse

Weinert

Absent—Excused

Vick

#### Adjournment

On motion of Senator Hudson, the Senate at 12:56 o'clock p.m. adjourned until 10:30 a.m. o'clock tomorrow.

### SECOND DAY

(Wednesday, January 10, 1951)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President pro tempore.

The roll was called and the following Senators were present:

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bullock	Moffett
Carney	Moore
Carter	Nokes
Colson	Parkhouse
Corbin	Phillips
Fuller	Russell
Hazlewood	Shofner
Hudson	Strauss
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Wagonseller
Lane	Weinert

Absent—Excused

Bracewell  
Hardeman

Vick

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

#### Senate Notified

A committee of five Members of the House appeared at the bar of the Senate, and Mr. Moore, for the com-